In the High Court of Punjab and Haryana, Chandigarh.

CWP No. 17198 of 2006

Date of Decision: 31.10.2006

Daljinder Singh

....Petitioner

Versus

State of Punjab and others.

....Respondents.

Coram:- Hon'ble Mr.Justice J.S. Khehar.
Hon'ble Mr. Justice S.D. Anand.

Present: Mr. Kulwinder Singh, Advocate
for the petitioner.

...

J.S. Khehar, J. (Oral).

In paragraph 5 of the writ petition, the petitioner has narrated the details of the transfer orders passed qua the petitioner, since 1999. It is the vehement contention of the learned counsel for the petitioner, that repeated transfer orders of the petitioner are sufficient to demonstrate malafides and extraneous considerations at the hands of the respondents.

Through the instant writ petition, the petitioner has impugned the order dated 20.9.2006 (Annexure P-1), by which he has been transferred from Ramdass to Tarn Taran. It would be pertinent to mention, that the petitioner was posted at Ramdass on 30.6.2005. It is, therefore submitted, that the petitioner has been transferred nine months after his posting at Ramdass. It is not possible for us to accept the aforesaid conclusion drawn by the petitioner merely on account of the fact, that he has been transferred after nine months of his posting at Ramdass.

It is also the vehement contention of the learned counsel for the petitioner, that the instant transfer order of the petitioner, is contrary to the

transfer policy issued by the State government, dated 4.4.2006 (Annexure P-3). The instant contention of the learned counsel for the petitioner is also not acceptable as the guidelines on the issue of transfer issued by the State government, are merely directory in nature. Since Ramdass and Taran Tarn are located in the close vicinity of one another, it is not possible for us to accept, that the instant transfer order of the petitioner was based, either on malafides or extraneous considerations.

For the reasons recorded above, we find no merit in this petition and the same is, accordingly, dismissed.

(J.S. Khehar)
Judge.

(S.D. Anand)
Judge.

31.10.2006
sk.